

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

MARLIN E. JONES,

Plaintiff,

VS.

TERRY L. BURNS,

Defendant.

4:06CV3051

ORDER

The trial of this matter is set for October 20, 2009 in Omaha, Nebraska. On September 23, 2009, plaintiff filed a "Motion for Change of Venue," requesting that trial be held in North Platte, Nebraska. The motion was not timely filed and, for that reason, will be denied.

IT IS ORDERED that plaintiff's "Motion for Change of Venue" (Doc. 115) is denied.

DATED September 23, 2009.

BY THE COURT:

s/ F.A. Gossett
United States Magistrate Judge